

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

**IN RE: NATIONAL PRESCRIPTION
OPIATE LITIGATION**

This document relates to:

*County of Lake, Ohio v. Purdue
Pharma L.P., et al.,
Case No. 18-op-45032 (N.D. Ohio)*

*County of Trumbull, Ohio v. Purdue
Pharma, L.P., et al.,
Case No. 18-op-45079 (N.D. Ohio)*

“Track 3 Cases”

MDL No. 2804

Case No. 17-md-2804

Judge Dan Aaron Polster

JOINT MOTION FOR SEVERANCE OF RITE AID DEFENDANTS

Pursuant to Federal Rule of Civil Procedure 21, Plaintiffs County of Lake, Ohio and County of Trumbull, Ohio (together, the “Track 3 Plaintiffs”) and Defendants Rite Aid Hdqtrs. Corp., Rite Aid of Ohio, Inc., Rite Aid of Maryland, Inc., d/b/a Rite Aid Mid-Atlantic Customer Support Center, and Eckerd Corp. d/b/a Rite Aid Liverpool Distribution Center (collectively, “Rite Aid”) jointly move to sever all claims brought by the Track 3 Plaintiffs against Rite Aid. In support of this joint motion, the Track 3 Plaintiffs and Rite Aid state the following:

1. The Track 3 Plaintiffs and Rite Aid have reached an agreement for resolution of all claims brought in this action by the Track 3 Plaintiffs against Rite Aid (the “Agreement”).
2. The Agreement is subject to the approval of the Lake County Commissioners and Trumbull County Commissioners as required by law.
3. The Track 3 Plaintiffs and Rite Aid have agreed that Rite Aid should be severed from the Track 3 cases, effective immediately. Rite Aid will be dismissed from the Track 3 cases

with prejudice upon final approval of the Agreement by the Lake County Commissioners and Trumbull County Commissioners.

WHEREFORE, the Track 3 Plaintiffs and Rite Aid respectfully request that this Court grant the Joint Motion for Severance of Rite Aid Defendants.

Dated: August 25, 2021

Respectfully submitted,

/s/ Frank Gallucci

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Rite Aid of Ohio, Inc., Rite Aid of Maryland, Inc.
d/b/a Rite Aid Mid-Atlantic Customer Support
Center and Eckerd Corp. d/b/a Rite Aid
Liverpool Distribution Center*

IT IS SO ORDERED.

DAN AARON POLSTER
UNITED STATES SR. DISTRICT JUDGE

CERTIFICATE OF SERVICE

I certify that on August 25, 2021, the foregoing was electronically filed using the Court's CM/ECF system, and all counsel of record were served by operation of that system.

/s/ Kelly A. Moore
Kelly A. Moore